IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Application of Lim)
) PATENT PENDING
Serial No.: 10/763,115) Evaminar: David C. Camatask
Filed: January 22, 2004) Examiner: David C. Comstock)
) Group Art Unit: 3733
For: Expanding Interbody Implant and Articulating Inserter and Method)) Confirmation No.:6097
Docket No: PC883.00/4906-017)
Mail Stop Amendment	CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]
Commissioner for Patents	I hereby certify that this correspondence is being:
P.O. Box 1450	deposited with the United States Postal Service on the date
Alexandria, VA 22313-1450	shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
	☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (1771) 273-8300
	December 15, 2008 Date Date Laura E. Morey
	This correspondence is being:
	☑ electronically submitted via EFS-Web

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This paper is being filed in response to the Notice of Non-Compliant Amendment mailed December 5, 2008. Claim 42, line 7 has been changed to now include double brackets around the removed article "a". The strikethrough of the article "a" in the previous Response filed August 15, 2007, apparently was not easily perceived. The remainder of this Response is identical to the previous Response. While no fees should be required for entry of this Response, if any fees or charges are required, the Commissioner is hereby authorized to charge them to Deposit Account 18-1167.